

HOMBURGER AND LENZ&STAEHELIN IN ALPIQ ARBITRATION PROCEEDING

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Alpiq and **Bouygues Construction** initiated [arbitration proceedings](#) against each other in 2019 to resolve their disputes regarding the post-closing purchase price adjustment and alleged breaches of representations and warranties, with a total amount in dispute of approximately CHF 320 m. The matter was placed before a Swiss arbitral tribunal constituted under the Swiss Rules of International Arbitration comprising Prof. Sébastien Besson (Chairperson), Dr. Roberto Dallafior and Dr. Urs Weber-Stecher. It involved the analysis of complex accounting and valuation issues. On December 22, 2020, Alpiq announced that the parties had reached a [settlement](#) under which Alpiq agreed to refund CHF 54.5 m to Bouygues Construction.

The teams

Homburger's arbitration team was led by partner **Mariella Orelli** (pictured left) and included counsel **Kirstin Dodge**, associates **Bénédict Thomann**, **Dilber Devitre**, **Okan Uzun**, **Pietro Meineri** and junior associate **Magdalena Stock** (all Arbitration). Homburger's arbitration team was assisted by Homburger's Corporate M&A partners **Hansjürg Appenzeller** and **Daniel Häusermann** and Real Estate partner **Stefan Gäumann**, as well as expert teams from BDO London led by **Nick Andrews** and **David Mitchell**. On the clients' side the matter was dealt with by **Peter Schib**, Head Group Legal, and **Martin Schindler**, Head Corporate M&A and Infrastructure.

Lenz & Staehelin with **Rudolf Tschäni** (pictured right) and **Harold Frey** [advised](#) and acted as second counsel (in addition to Homburger) to Alpiq and its board.